

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

REBECCA BROWN and AUGUST
TERRENCE ROLIN, on behalf of themselves
and all others similarly situated,

Plaintiffs,

V.

CASE NO. 2:20-cv-00064-LPL

TRANSPORTATION SECURITY
ADMINISTRATION; DAVID P. PEKOSKE,
Administrator, Transportation Security
Administration, in his official capacity; DRUG
ENFORCEMENT ADMINISTRATION; UTTAM
DHILLON, Acting Administrator, Drug
Enforcement Administration, in his official
Capacity; "STEVE" LAST NAME UNKNOWN,
Agent, Drug Enforcement Administration, in his
individual capacity; and UNITED STATES OF
AMERICA,

Defendants.

THE GOVERNMENT DEFENDANTS' MOTION TO DISMISS

Defendants Transportation Security Administration; David P. Pekoske, Administrator, Transportation Security Administration, in his official capacity; Drug Enforcement Administration; Uttam Dhillon, Acting Administrator, Drug Enforcement Administration, in his official capacity; and the United States of America (collectively, “the Government Defendants”) move to dismiss the claims brought against them by Plaintiffs Rebecca Brown and August Terrence Rolin pursuant to Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure.

The grounds for this motion are set forth more fully in the accompanying memorandum in support of this motion. A proposed order is attached.

Dated: May 29, 2020

Respectfully submitted,

JOSEPH H. HUNT
Assistant Attorney General

SCOTT W. BRADY
United States Attorney

BRIGHAM J. BOWEN
Assistant Director

/s/ Elizabeth Tulis
ELIZABETH TULIS
Trial Attorney
Federal Programs Branch
U.S. Department of Justice, Civil Division
1100 L Street, NW
Washington, DC 20005
Tel: (202) 514-9237
Fax: (202) 616-8470
E-mail: elizabeth.tulis@usdoj.gov

Attorneys for the Government Defendants